

1 WUNITED STATES COURT OF APPEALS

2 FOR THE NINTH CIRCUIT

3 RONALD E. FREETO,

No. 11-17615

4 Plaintiff – Appellant,

U.S.D.C. No. 2:09-md-02119-JAT
U.S. District Court for District of Arizona

5 vs.

6 LITTON LOAN SERVICING LP; et al.,

**STIPULATION FOR VOLUNTARY
DISMISSAL OF CLAIMS BY
APPELLANT ROBERT FREETO**

7 Defendants – Appellees.

9 Pursuant to Fed. R. App. P. 42(b), Appellant, RONALD E. FREETO (“Freeto”), by and
 10 through his counsel, TREVA HEARNE, ESQ. of the LAW OFFICE OF HAGER & HEARNE
 11 and Appellee, LITTON LOAN SERVICING LP (“Litton”), by and through its counsel,
 12 MELANIE MORGAN, ESQ. of the Law Offices of KRAVITZ, SCHNITZER, SLOANE &
 13 JOHNSON CHTD., hereby stipulate and agree that Freeto’s appeal of the dismissal of his claims
 14 against Appellee is hereby dismissed.

15 Specifically, Freeto voluntarily dismisses his claims for wrongful foreclosure (Count
 16 Two in MERS MDL Consolidated Amended Master Complaint); declaratory relief (Count
 17 Eleven in MERS MDL Consolidated Amended Master Complaint); and injunctive relief (Count
 18 Twelve in MERS MDL Consolidated Amended Master Complaint).

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1 Each party shall bear his, her, or its own costs and expenses, including attorneys' fees
 2 (except as otherwise agreed to by the parties). Any fees are to be paid in accordance with Rule
 3 39 of the Federal Rules of Appellate Procedure.

4 **IT IS SO STIPULATED.**

5 DATED this 20th day of March, 2012

6 HAGER & HEARNE

7 */s/ Treva Hearne, Esq.*

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KRAVITZ, SCHNITZER, SLOANE &
 JOHNSON, CHTD.

/s/ Melanie D. Morgan, Esq.
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 LP*

14 **CERTIFICATE OF SERVICE**

15 **9th Circuit Case Number: 11-17615**

16 I hereby certify that I electronically filed the foregoing with the Clerk of the Court for the
 17 United States Court of Appeals for the Ninth Circuit by using the appellate CM/ECF system on
 18 March 20, 2012.

19 Participants in the case who are registered CM/ECF users will be served by the appellate
 20 CM/ECF system.

21 I further certify that some of the participants in the case are not registered CM/ECF users.
 22 I have mailed the foregoing document by First-Class Mail, postage prepaid, or have dispatched it
 23 to a third party commercial carrier for delivery within 3 calendar days to the following non-
 24 CM/ECF participants:

25 */s/ Melanie D. Morgan, Esq.*
 26 Melanie D. Morgan

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